

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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 BARBARA J. FRIED and MARK FRIED; :
 ALTITUDE PARTNERS, LLC; RICHARD :
 D. MALTZMAN, AS TRUSTEE FOR THE :
 RICHARD D. & CHARLENE :
 MALTZMAN FAMILY TRUST U/A/D :
 3/23/88; JEFFOREED PARTNERS, L.P.; :
 JEFFOREED MANAGEMENT :
 COMPANY, INC.; and ZELFAM, LLC, on :
 behalf of limited partners listed on Annex :
A. :
 Plaintiffs, :
 - vs - :
 LEHMAN BROTHERS REAL ESTATE :
 ASSOCIATES III, L.P.; LEHMAN :
 BROTHERS PRIVATE EQUITY :
 ADVISORS, LLC; REAL ESTATE :
 PRIVATE EQUITY, INC.; MARK A. :
 WALSH; MARK H. NEWMAN; BRETT :
 BOSSUNG; MICHAEL J. ODRICH; :
 CHRISTOPHER M. O'MEARA; :
 RICHARD S. FULD, JR.; JOSEPH M. :
 GREGORY; ERIN CALLAN; IAN :
 LOWITT; THOMAS RUSSO; AND DOES :
 1 through 50, :
 Defendants. :
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No. 09 Civ. 9100 (BSJ)**NOTICE OF APPEARANCE**

TO THE CLERK OF THE COURT AND ALL PARTIES OF RECORD:

PLEASE TAKE NOTICE that Todd S. Fishman of Allen & Overy LLP, a member of this Court in good standing, hereby enters an appearance as counsel for defendant Richard S. Fuld, Jr. in the above-captioned action and respectfully requests that all pleadings, notices, orders, correspondence and other papers in connection with this action be served on the undersigned.

Dated: New York, New York
January 8, 2010

Respectfully submitted,

ALLEN & OVERY LLP

By: /s/ Todd S. Fishman
Todd S. Fishman
1221 Avenue of the Americas
New York, New York 10020
Tel: 212-610-6300
Email: todd.fishman@newyork.allenover.com

Attorneys for Defendant Richard S. Fuld, Jr.